



CASE No. CLV-32032P1/CVA

2873

John
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CERTIFICATE OF MAILING

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Jennifer China March 24, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: **Robert C. Tucker** EXAMINER: **Jordan Marc Schwartz**

APPLICATION NO: **09/879,013** ART UNIT: **2873**

FILED: **June 12, 2001**

FOR: **PRINTING COLORED CONTACT LENSES**

Assistant Commissioner for Patents
Washington, D.C. 20231

ELECTION

Dear Sir:

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The Office Action dated March 10, 2003 from Examiner Jordan Marc Schwartz of Art Unit 2873 has been received and reviewed. In response to the Examiner's requirement for a restriction to one of the two groups: Group I (Claims 1 -42) and Group II (Claims 43-49), Applicants hereby elect Group I (Claims 1 -42) without traverse for examination in this application. In response to the Examiner's further requirement for election of one of the patentably distinct species: Group Ia (claims 2-15); Group Ib (claims 17-25); Group Ic (claims 26-30); Group Id (claims 31-32); and Group Ie (claims 33-38), Applicants hereby elect, without traverse, the species of method of making colored contact lens in which an ink jet printing process is used (i.e., Group Ia) for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable.

AMENDMENT

In the claims:

Please cancel non-elected claims 43-49 without prejudice to filing a divisional application containing the same.